

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
WINSTON-SALEM DIVISION

CIVIL ACTION NO. 1:15-CV-599

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FREDDIE WAYNE HUFF, II,

Plaintiff,

v.

NORTH CAROLINA DEPARTMENT OF  
PUBLIC SAFETY, an agency of North  
Carolina, DIVISION OF STATE HIGHWAY  
PATROL, a principal subunit of an agency of  
the State of North Carolina, FRANK L.  
PERRY, in his official capacity as Secretary  
of the Department of Public Safety and  
individually; WILLIAM J. GREY, in his  
official capacity as Commanding Officer of  
the Division of State Highway Patrol and  
individually; JENNIFER A. HARRIS, in her  
official capacity as the Director of  
Professional Standards for the Division of  
State Highway Patrol and individually; and  
JOSEPH A. COTTON, in his official capacity  
as the Director of Internal Affairs with the  
Division of State Highway Patrol and  
individually,

Defendants.

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**JOINT RULE 26(F) REPORT**

1. Pursuant to Fed.R.Civ.P. 26(f) and LR 16.1(b), a conference between counsel was held on October 9, 2015, via telephone, and was attended by Randolph M. James, attorney for Plaintiff, Freddie Wayne Huff; and Tammera S. Hill, attorney for Defendants North Carolina Department of Public Safety, Division of State Highway Patrol, Frank L. Perry, William J. Grey, Jennifer A. Harris, and Joseph A. Cotton

2. Discovery Plan. The parties propose to the Court the following discovery plan:

Discovery will be needed on the following subjects:

The circumstances surrounding the claims asserted by Plaintiff;

Plaintiff's claims and Defendants' defenses;

Plaintiff's alleged damages;

Other relevant matters as may be determined through discovery.

Discovery shall be placed on a case-management track established in LR 26.1

The parties agree that the appropriate plan for this case is that designated in LR 26.1 as:  
Complex.

The date for the completion of all discovery (general and expert) is: May 31, 2016.

Stipulated modifications to the case management track include: Initial disclosures shall be due on or before November 10, 2015.

Reports from retained experts under Rule 26(a)(2) are due during the discovery period:

From Plaintiff by February 2, 2016.

From Defendants by March 2, 2016.

3. Mediation. Mediation should be conducted midway in the discovery period, the exact date to be set by the mediator after consultation with the parties. The parties will confer on a selected mediator.

4. Preliminarily, the parties agree to the following schedule for depositions: All depositions to be completed by the close of the discovery period on May 31, 2016.

5. Other issues:

The parties have discussed special procedures for managing this case, including the reference of the case to a magistrate judge on consent of the parties under 28 U.S.C. § 636(c), or appointment of a master. The parties do not consent to the referral of the case to a magistrate judge.

Trial of the action is expected to take approximately five (5) days. A jury trial has been demanded.

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Respectfully submitted this the 16<sup>th</sup> day of October, 2015.

/s/ Randolph M. James

Randolph M. James

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